

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Jonathan Berall, M.D., M.P.H.

Plaintiff,

v.

Verathon Inc., Pentax of America, Inc., Karl  
Storz Endoscopy-America, Inc., Aircraft  
Medical, Ltd., LMA North America, Inc.,  
and AirTraq LLC.

Defendants.

Civ. No. 10-CV-5777 (BSJ)

**PLAINTIFF'S RESPONSE TO  
DEFENDANT KARL STORZ  
ENDOSCOPY-AMERICA, INC.'S  
FIRST MOTION FOR AN EXTENSION  
OF TIME TO RESPOND TO THE  
COMPLAINT**

**JURY TRIAL DEMANDED**

Plaintiff Dr. Jonathan Berall does not oppose Defendant Karl Storz  
Endoscopy-America, Inc.'s First Motion for an Extension of Time to Respond to the  
Complaint until November 3, 2010.

Dated: October 18, 2010

PEARL COHEN ZEDEK LATZER, LLP

By: /s/ David A. Loewenstein  
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M.D., M.P.H.

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a copy of the foregoing PLAINTIFF'S RESPONSE TO DEFENDANT KARL STORZ ENDOSCOPY-AMERICA, INC.'S FIRST MOTION FOR AN EXTENSION OF TIME TO RESPOND TO THE COMPLAINT to be served upon counsel of record by filing the document on the court's ECF system on October 18, 2010.

/s/ David A. Loewenstein  
David A. Loewenstein